

DOCUMENTS UNDER SEAL

DOCUMENT NUMBER:

MAGISTRATE JUDGE MINUTE ORDER	DEPUTY CLERK Ivy Llerma Garcia	REPORTER/FTR FTR 8/8/07 10:41:46-11:03:49
MAGISTRATE JUDGE HON. WAYNE D. BRAZIL	DATE 8/8/07	NEW CASE <input type="checkbox"/> CASE NUMBER 4-07-70462-WDB

DEFENDANT		AGE	CUST	P/NP	ATTORNEY FOR DEFENDANT	PD. <input checked="" type="checkbox"/> RET. <input type="checkbox"/> APPT. <input type="checkbox"/>
BENJAMIN GARRISON CLAYTON		Yes	P		John Paul Reichmuth	
U.S. ATTORNEY		INTERPRETER			<input type="checkbox"/> FIN. AFFT SUBMITTED	<input type="checkbox"/> COUNSEL APPT'D
Maureen Bessette		None				
PROBATION OFFICER		PRETRIAL SERVICES OFFICER			DEF ELIGIBLE FOR APPT'D COUNSEL	<input type="checkbox"/> PARTIAL PAYMENT OF CJA FEES
None		Amy Berthelsen				

PROCEEDINGS SCHEDULED TO OCCUR - (IF NOT HELD TYPE NH IN TIME FIELD)

INITIAL APPEAR	PRELIM HRG	MOTION	JUGMT & SENTG	STATUS
time	time	time	time	time
<input type="checkbox"/> I.D. COUNSEL	<input type="checkbox"/> ARRAIGNMENT	<input type="checkbox"/> BOND SIGNING	<input type="checkbox"/> IA REV PROB. OR S/R	<input type="checkbox"/> BAIL REVIEW
time	time	time	time	time
<input checked="" type="checkbox"/> DETENTION HRG	<input checked="" type="checkbox"/> ID/DETENTION HRG	<input type="checkbox"/> CHANGE PLEA	<input type="checkbox"/> PROB. REVOC.	<input type="checkbox"/> SUP RFL HRG
time WAIVED BY THE DEFT.	time 22 Mins HELD	time	time	time

FILED**INITIAL APPEARANCE**

ADVISED OF RIGHTS	ADVISED OF CHARGES	NAME AS CHARGED IS TRUE NAME	TRUE NAME:	AUG 8 - 2007
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ARRAIGNMENT

ARRAIGNED ON INFORMATION	ARRAIGNED ON INDICTMENT	READING WAIVED SUBSTANCE	WAIVER OF PLEA	RICHARD W. WIEKING CLERK OF DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA OAKLAND
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RELEASE

RELEASED ON O/R	ISSUED APPEARANCE BOND	AMT OF SECURITY \$	SPECIAL NOTES	PASSPORT SURRENDERED DATE
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PROPERTY TO BE POSTED	CORPORATE SECURITY		REAL PROPERTY:
CASH \$			

MOTION FOR DETENTION	PRETRIAL SERVICES REPORT	<input checked="" type="checkbox"/> DETAILED	<input type="checkbox"/> RELEASED	<input checked="" type="checkbox"/> TIMING OF DETENTION HEARING AND FORWA WAIVED BY THE DEFT.	<input checked="" type="checkbox"/> REMANDED TO CUSTODY
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ORDER REMOVED TO THE DISTRICT OF

PLEA

CONSENT ENTERED	NOT GUILTY	GUILTY	GUILTY TO COUNTS:
PRESENTENCE REPORT ORDERED	CHANGE OF PLEA	PLEA AGREEMENT FILED	OTHER:

CONTINUANCE

TO: 8/17/07	I.D. COUNSEL	BOND SIGNING	STATUS RE: CONSENT	STATUS/TRLSET
AT: 9:30 a.m.	SUBMIT FINAN. AFFIDAVIT	<input checked="" type="checkbox"/> PRELIMINARY HEARING OR ARRAIGNMENT	CHANGE OF PLEA	BAIL REVIEW
BEFORE HON. JOSEPH C. SPERO	DETENTION HEARING		MOTIONS	JUDGMENT & SENTENCING
TIME WAIVED	TIME EXCLUDABLE UNDER 18 § USC 3161	<input checked="" type="checkbox"/> IDENTIFY / REMOVAL OF DEFT. TO WESTERN DIST. OF TEXAS	PRETRIAL CONFERENCE	PROB/SUP.REL. REV. HEARING

ADDITIONAL PROCEEDINGS

cc: Karen Hm; WDB's Stats, Pretrial

Identity Hrg. held. The govt's atty's Witness: FBI Spec. Agent Christopher Brown was called at 10:44 am; he was sworn in & govt's atty. conducted a direct exam. of the witness. At 10:45 am Govt's Exhibit 1 which is a photograph with identifying info. of Benjamin Garrison Clayton on the bottom received from FBI in Texas & at 10:52 am Govt's Exhibit 5 which is a Criminal History of Benjamin Garrison Clayton were both presented by the govt. to the Witness. Agent Brown identified the deft. in the courtroom. At 10:53, the deft's atty. cross-examined the Witness. The Court was satisfied that the standard has been met by the govt. & the Crim. Complaint & whom the authorities wanted in the Western Dist. of Texas, B1 Page. Based on insufficient evidence, the deft's atty. preserved his objections to the Court's Finding as to the deft's Identity.